IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

Crl.Rev.Pet.No. 935 of 2007()

CRA.339/2005 of ADDL. SESSIONS COURT(ADHOC)III, PATHANAMTHITTA
CC.1433/2004 of JUDL.MAGISTRATE OF FIRST CLASS COURT-I, PATHANAMTHITTA

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REVN. PETITIONER: APPELLANT/ACCUSED:

K.C. OOMMEN,
KAVUMPATTU HOUSE, NANNUVAKKADU,
PATHANAMTHITTA P.O.

BY ADV. SRI.S.MUHAMMED HANEEFF

RESPONDENTS: RESPONDENTS/COMPLAINANT:

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1. M/S. SREE GOKULAM CHIT AND FINANCE CO.PVT.LTD. NO.66, ARCO ROAD,KODAMBAKKOM, CHENNAI, HAVING ITS BRANCH OFFICE AT CHENGANNUR, REP. BY ITS POWER OF ATTORNEY HOLDER, V.J.JOHN, VETTUMANNIL HOUSE, VAYYATTUPUZHA, CHITTAR.

2. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 02/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.935 of 2007

Dated this the 2nd day of March, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for a period of three months and to pay a compensation of Rs.38,126/- under Section 357(3) of Code of Criminal Procedure and in default, to undergo simple imprisonment for three months.

2. Revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. Revision petitioner is granted three months' time to make the payment. Revision petitioner shall appear before Judicial First Class Magistrate Court-I, Pathanamthitta on 30.6.2007 to receive the sentence. Non bailable warrant, if any pending, shall be kept in abeyance till 30.6.2007.

The Criminal Revision Petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl

K.R.UDAYABHANU, J

Crl.R.P.No.929 of 1997

ORDER

26th February, 2007